



STATE OF NEW JERSEY
Board of Public Utilities
44 South Clinton Avenue, 1st Floor
Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

AGENDA FOR BOARD MEETING
The meeting will be held on
Wednesday, April 12, 2023 – 10:00 a.m.

Open to the Public: Board Hearing Room, 1st Floor, 44 South Clinton Avenue, Trenton
or available to **Watch Online:**
<https://www.youtube.com/watch?v=-UUirPYIF7Q>

Executive Session

Open Session will not reconvene until the conclusion of the Executive Session, which will commence at 10:00 a.m. The only business to be conducted in the 10:00 a.m. Open Session will be the reading of the public notice statement, roll call, and the exception, under the Open Public Meetings Act, for each item to be considered in Executive Session.

1. AUDITS

- A.** Docket No. EA20110733 – In the Matter of an Audit of the Affiliated Transactions between Jersey Central Power & Light Company, First Energy Corp. and its Affiliates Pursuant to N.J.S.A. 48:3-49, 48:3-55, 48:3-56, 48:3-58 & 14:4-3.7(e) and (f).

The Board will consider accepting the final audit report from The Liberty Consulting Group for filing purposes only.

2. ENERGY

- E.** Docket No. EO22090609 – In the Matter of a Request for Quotation Related to Oversight of the Basic Generation Service (BGS) Auction Process.

The Board will consider releasing a Request for Quotation to solicit bids to provide consulting and other support services related to the oversight of the Basic Generation Service Auction process.

Executive Session (Cont'd)

8. CLEAN ENERGY

- A. Docket No. QO22120740 – In the Matter of the Development of a Second Offshore Wind Strategic Plan Pursuant to Executive Order Numbers 8, 92, and 307.

The Board will consider issuing a Request for Quotation for consulting services related to the development of a second Offshore Wind Strategic Plan.

- H. Docket No. QO22100663 – In the Matter of the Wave and Tidal Energy Feasibility Study.

The Board will consider releasing a Request for Response to procure a vendor for the Wave and Tidal Feasibility Study.

- J. Docket No. QO21010085 – In the Matter of Modernizing New Jersey's Interconnection Rules, Processes, and Metrics.

The Board will consider a modification to the contract with Guidehouse, Inc. for Grid Modernization consulting services.

9. MISCELLANEOUS

- A. Docket No. AO23020085 – In the Matter of a Memorandum of Understanding between the Board of Public Utilities and the Department of Community Affairs Concerning Administration of Arrearage Relief Funding.

The Board will consider entering into a Memorandum of Understanding with the New Jersey Department of Community Affairs regarding the disbursement of arrearage relief funding for electric and natural gas customers in need of utility bill assistance.



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CONSENT AGENDA FOR BOARD MEETING

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I. AUDITS

NO ITEMS FOR CONSIDERATION

II. ENERGY

- A.** Docket No. GE22100659 – In the Matter of the Petition of New Jersey Natural Gas for Approval of a Municipal Franchise in the Township of Ocean, Ocean County.

The Board will consider the Township of Ocean, Ocean County, New Jersey's consent for New Jersey Natural Gas Company to provide natural gas service within the Township for a period of 20 years.

- B.** Docket No. ER23030144 – In the Matter of the Verified Petition of Jersey Central Power & Light Company for Review and Approval of Increases in, and Other Adjustments to, its Rates and Charges for Electric Service, and for Approval of Other Proposed Tariff Revisions in Connection Therewith ("JCP&L 2023 Base Rate Filing").

The Board will consider the suspension of Jersey Central Power & Light Company's proposed base rates for four months, to August 12, 2023, to allow time to investigate the justness and reasonableness of the proposed rates.

III. CABLE TELEVISION

- A.** Docket No. CE19091271 – In the Matter of the Petition of Comcast of New Jersey II, LLC, for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Garwood, County of Union, State of New Jersey.

The Board will consider a request for the Automatic Renewal of Comcast of New Jersey II, LLC's Certificate of Approval to provide cable television service to the Borough of Garwood for a 10 year term.

- B.** Docket No. CE20070494 – In the Matter the Petition of Comcast of New Jersey, LLC for a Renewal Certificate of Approval to Continue to Construct, Operate and Maintain a Cable Television System in and for the Borough of Pine Beach, County of Ocean, State of New Jersey.

The Board will consider the Petitioner's request for the Renewal of Comcast of New Jersey, LLC, Certificate of Approval to provide cable television service to the Borough of Pine Beach for a 10 year term.

IV. TELECOMMUNICATIONS

- A.** Docket No. TF22100630 – In the Matter of the Verified Petition of Spectrotel of New Jersey, LLC, Spectrotel, Inc., and Spectrotel Ultimate Holdings, LLC for Approval for Spectrotel of New Jersey, LLC to Participate in Certain Financing Arrangements.

The Board will consider Spectrotel, Inc. and Spectrotel of New Jersey's request to participate in debt financing not to exceed \$70 million that will result in a change of control of Spectrotel New Jersey to Spectrotel Ultimate Holdings, LLC.

V. WATER

- A.** Docket No. WE22100622 – In the Matter of the Petition of Veolia Water New Jersey, Inc. for Approval to Expand its Franchise Area in the Borough of Oakland, in the County of Bergen, State of New Jersey.

The Board will consider Veolia Water Company, Inc.'s request for a Municipal Consent granted by the Borough of Oakland.

- B.** Docket No. WF22100625 – In the Matter of the Application of Middlesex Water Company for Authority to Issue and Sell up to 1.0 Million Shares of Common Stock.

The Board will consider Middlesex Water Company's request to issue and sell up to 1.0 Million Shares of Common Stock.

V. WATER (CONT'D)

- C. Docket No. WF22110689 – In the Matter of the Application of Middlesex Water Company for Authority to Issue and Sell up to \$300.0 Million of Principal Amount Debt Securities.

The Board will consider Middlesex Water Company's request to issue and sell up to \$300.0 Million of Debt Securities.

- D. Docket No. WF22110695 – In the Matter of the Application of Pinelands Water Company for Authority to Make, Execute and Deliver a Promissory Note, Term Loan Agreement and Such Other Instruments as May be Required by CoBank, ACB, in Connection with Said Loan, Pursuant to N.J.S.A. 48:3-7, N.J.S.A. 48:3-9 and N.J.A.C. 14:1-5.9.

The Board will consider Pinelands Water Company's request to issue and sell up to \$4.9 Million of Debt Securities.

- E. Docket No. WF22110696 – In the Matter of the Application of Pinelands Wastewater Company for Authority to Make, Execute and Deliver a Promissory Note, Term Loan Agreement and Such Other Instruments as May be Required By CoBank, ACB, in Connection with Said Loan, Pursuant to N.J.S.A. 48:3-7, N.J.S.A. 48:3-9 and N.J.A.C. 14:1-5.9.

The Board will consider Pinelands Wastewater Company's request to issue and sell up to \$4.9 Million of Debt Securities.

- F. Docket No. WE22100619 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Approval of a Municipal Consent Granted by Chester Township, Morris County, New Jersey.

The Board will consider New Jersey-American Water New Jersey Inc.'s request for a Municipal Consent granted by Chester Township.

VI. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

VII. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

VIII. CLEAN ENERGY

NO ITEMS FOR CONSIDERATION

IX. MISCELLANEOUS

- A.** Approval of the March 6, 2023 Minutes.



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The Board will consider accepting the final audit report from The Liberty Consulting Group for filing purposes only.

2. ENERGY

- A.** Docket No. ER23010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2023 – Request for Information Transmission Siting and Economic Development Grants.

The Board will consider ratification comments that Board Staff filed with the Department of Energy on February 28, 2023 regarding DOE's Request for Information on Transmission Siting and Economic Development Grants.

- B.** Docket No. ER23010001 – In the Matter of the Board of Public Utilities – Federal Energy Regulatory Commission (FERC) Items for 2023 – FERC Docket No. AD22-8-000 Transmission Planning and Cost Management.

The Board will consider ratification of Post-Technical Conference Comments filed by Board Staff with the Federal Energy Regulatory Commission on March 23, 2023.

2. ENERGY (CONT'D)

- C. Docket No. EO20030203 – In the Matter of the BPU Investigation of Resource Adequacy Alternatives.

The Board will consider Staff's 2022 Progress Report on New Jersey's Resource Adequacy Alternatives in the Investigation of Resource Adequacy Alternatives.

- D. Docket No. ER23010053 – In the Matter of the Provision of Basic Generation Service, the Compliance Tariff Filing Reflecting Changes to Schedule 12 Charges in PJM Open Access Transmission Tariff.

The Board will consider a petition by the electric distribution companies requesting authorization to update transmission rates related to FERC-approved cost allocations.

- E. Docket No. EO22090609 – In the Matter of a Request for Quotation Related to Oversight of the Basic Generation Service (BGS) Auction Process – **Executive Session.**

The Board will consider releasing a Request for Quotation to solicit bids to provide consulting and other support services related to the oversight of the Basic Generation Service Auction process.

- F. Docket No. ER23030124 – In the Matter of the Provision of Basic Generation Service (“BGS”) for the Period Beginning June 1, 2024.

The Board will consider initiating a proceeding to determine the procurement process for Basic Generation Service for the period beginning June 1, 2024.

- G. Docket No. ER22070415 – In the Matter of the Combined and Consolidated Application of Atlantic City Electric Company to Adjust the Level of Its “Rider RGGI” Rate Associated with Its Legacy Solar Renewable Energy Certificate (“SREC I”) Financing Program, Its Successor Solar Renewable Energy Certificate (“SREC II”) Financing Program, Its Solar Transition Incentive Program (“TREC”), and Its Successor Solar Incentive (“SuSI”) Program (2022).

The Board will consider Atlantic City Electric Company's consolidated petition to adjust its Regional Greenhouse Gas Initiative Recovery Charge. The parties have executed a stipulation which, if approved by the Board, would result in an increase in the monthly bill for a typical a residential customer using approximately 680 kWh per month of approximately \$0.55.

- H. Docket No. GR22060362 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of Changes in its Gas Conservation Incentive Program (2022 PSE&G Gas Conservation Incentive Program Rate Filing).

The Board will consider finalizing Public Service Electric and Gas Company's Gas Conservation Incentive Program rates. If approved by the Board, a residential customer will experience no changes to their monthly gas bills.

2. ENERGY (CONT'D)

- I. Docket No. GR22090574 – In the Matter of the Petition of New Jersey Natural Gas Company for the Annual Review and Revision of Societal Benefits Charge Factors for Remediation Year 2022.

The Board will consider New Jersey Natural Gas Company's proposed Societal Benefits Charge rate. The Parties have executed a stipulation which, if approved by the Board, will result in an annual increase of \$4.00 for a typical residential customer.

- J. Docket No. GR23030102 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of the Next Phase of the Gas System Modernization Program and Associated Recovery Mechanism ("GSMP III").

The Board will consider the designation of a presiding commissioner for Public Service Electric and Gas Company's petition seeking approval of an Infrastructure Investment Program.

- K. Docket Nos. BPU GR22060363 and OAL PUC 08468-22 – In the Matter of Public Service Electric and Gas Company's 2022/2023 Annual BGSS Commodity Charge Filing for its Residential Gas Customers Under its Periodic Pricing Mechanism and for Changes in its Balancing Charge.

The Board will consider an Initial Decision and Stipulation regarding Public Service Electric and Gas Company's 2022 Basic Gas Supply Service rates. The Parties executed a stipulation for final rates which, if approved by the Board, will result in no impact to customer bills.

- L. Docket Nos. BPU GR22060373 and OAL PUC 08285-22 – In the Matter of the Petition of New Jersey Natural Gas Company for the Annual Review and Revision of its Basic Gas Supply Service (BGSS) and Conservation Incentive Program (CIP) Rates for F/Y 2023.

The Board will consider an Initial Decision and Stipulation regarding New Jersey Natural Gas Company's 2022 Basic Gas Supply Service rates. The Parties executed a stipulation for final rates which, if approved by the Board, will result in no impact to customer bills.

- M. Docket Nos. BPU GR22060366 and OAL PUC 08527-22 – In the Matter of the Petition of Elizabethtown Gas Company to Review its Periodic Basic Gas Supply Service Rate and its Conservation Incentive Program Rates.

The Board will consider an Initial Decision and Stipulation regarding Elizabethtown Gas Company's 2022 Periodic Basic Gas Supply Service and Conservation Incentive Program rates. The parties executed a stipulation which, if approved by the Board, will result in no impact to a typical residential gas customer.

3. CABLE TELEVISION

NO ITEMS FOR CONSIDERATION

4. TELECOMMUNICATIONS

NO ITEMS FOR CONSIDERATION

5. WATER

- A.** Docket Nos. BPU WR22090555 and OAL PUC 08466-2022S – In the Matter of Pinelands Water Company for Approval of an Increase in its Rates for Water Service and Other Tariffs Changes.

The Board will consider Pinelands Water Company's request for a base rate increase. The parties have executed a stipulation which, if approved by the Board, would result in the rates being phased in. If approved by the Board, over the four phases, the final rate increase will be 52%.

- B.** Docket Nos. BPU WR22090556 and OAL PUC 08516-2022S – In the Matter of Pinelands Wastewater Company for Approval of an Increase in its Rates for Wastewater Service and Other Tariffs Changes.

The Board will consider Pinelands Wastewater Company's request for a base rate increase. The parties have executed a stipulation which, if approved by the Board, would result in the rates being phased in. If approved by the Board, over the four phases, the final rate increase will be 26%.

- C.** Docket No. WR22110693 – In the Matter of the Petition of New Jersey-American Water Company, Inc. for Authorization to Change the Level of its Purchased Water Adjustment Clause and Purchased Wastewater Treatment Adjustment Clause.

The Board will consider motions to intervene in the matter filed by Middlesex Water Company and the Mount Laurel Municipal Utilities Authority.

6. RELIABILITY AND SECURITY

NO ITEMS FOR CONSIDERATION

7. CUSTOMER ASSISTANCE

NO ITEMS FOR CONSIDERATION

8. CLEAN ENERGY

- A.** Docket No. QO22120740 – In the Matter of the Development of a Second Offshore Wind Strategic Plan Pursuant to Executive Order Numbers 8, 92, and 307– **Executive Session.**

The Board will consider issuing a Request for Quotation for consulting services related to the development of a second Offshore Wind Strategic Plan.

- B.** Docket No. QO22020113 – In the Matter of the Clean Energy Programs and Budget for Fiscal Year 2023 – True-Up, Revised Budgets and Program Changes.

The Board will consider Staff's recommendations related to the true-up of the FY23 New Jersey Clean Energy Program budget, along with budget revisions and program changes.

- C.** Docket No. EO12090832V – In the Matter of the Implementation of L. 2012, c. 24, the Solar Act of 2012;

Docket No. QO19010068 – In the Matter of a New Jersey Solar Transition Pursuant to P.L. 2018, c. 17 – Application for Certification of Solar Facility as Eligible for TRECS Pursuant to Subsection (t) of the Solar Act of 2012; and

Docket No. QO21081092 – CEP Renewables – Port Belford Solar Farm LLC.

The Board will consider a petition filed by CEP Renewables LLC requesting Transition Renewable Energy Certificate eligibility for its Port Belford Solar Farm application for the Belford Landfill located in Middletown Township, Monmouth County.

- D.** Docket No. QO21101186 – In the Matter of the Competitive Solar Incentive ("CSI") Program Pursuant to P.L. 2021, c.169 – Registration Requirements.

The Board will consider modifications to the registration requirements for the CSI Program.

- E.** Docket No. EO12090832V – In the Matter of the Implementation of L. 2012, c. 24, the Solar Act of 2012;

Docket No. QO19010068 – In the Matter of a New Jersey Solar Transition Pursuant to P.L. 2018, c. 17 – Application for Certification of Solar Facility as Eligible for TRECS Pursuant to Subsection (t) of the Solar Act of 2012; and

Docket No. QO21050795 – CEP Renewables – Hamms Landfill Solar Farm LLC.

The Board will consider a petition filed by CEP Renewables LLC requesting Transition Renewable Energy Certificate eligibility for its Hamms Landfill Solar Farm Subsection (t) application.

8. CLEAN ENERGY (CONT'D)

- F.** Docket No. QO18060646 – In the Matter of the Community Solar Energy Pilot Program; and

Docket No. QO21111218 – In the Matter of the Petition of Solar Landscape, LLC for Modification of the Community Solar Year 1 Bill Credit Regulations for Eight Community Solar Projects.

The Board will consider the petition of Solar Landscape for a modification of the rules regarding community solar bill credits.

- G.** Docket No. EO20110730 – In the Matter of the Petition of Rockland Electric Company for Approval of an Electric Vehicle Program, Establishment of an Electric Vehicle Surcharge, and for Other Relief;

Docket No. EO21030630 – In the Matter of the Verified Petition of Jersey Central Power & Light Company for Approval of an Electric Vehicle Program and an Associated Cost Recovery Mechanism;

Docket No. EO18020190 – In the Matter of the Petition of Atlantic City Electric Company for Approval of a Voluntary Program for Plug-In Vehicle Charging; and

Docket No. EO18101111 – In the Matter of the Petition of Public Service Electric and Gas Company for Approval of its Clean Energy Future-Electric Vehicle and Energy Storage (“CEF-EVES”) Program on a Regulated Basis.

The Board will consider directing the State’s electric distribution companies to modify their respective electric vehicle programs in order to comply with the requirements of the New Jersey Appliance Standards Law of 2022.

- H.** Docket No. QO22100663 – In the Matter of the Wave and Tidal Energy Feasibility Study – **Executive Session.**

The Board will consider releasing a Request for Response to procure a vendor for the Wave and Tidal Feasibility Study.

- I.** Docket No. QO23010011 – In the Matter of the Clean Energy Program Authorization of Commercial and Industrial Energy Efficiency Incentives Exceeding \$500,000 – Port Authority of New York and New Jersey.

The Board will consider the Port Authority of New York and New Jersey’s request for award of an over \$500,000 incentive for the upgrade of existing high-mast light fixtures with new light-emitting diode fixtures and controls under the Large Energy Users Program.

- J.** Docket No. QO21010085 – In the Matter of Modernizing New Jersey’s Interconnection Rules, Processes, and Metrics – **Executive Session.**

The Board will consider a modification to the contract with Guidehouse, Inc. for Grid Modernization consulting services.

9. MISCELLANEOUS

- A.** Docket No. AO23020085 – In the Matter of a Memorandum of Understanding between the Board of Public Utilities and the Department of Community Affairs Concerning Administration of Arrearage Relief Funding – **Executive Session.**

The Board will consider entering into a Memorandum of Understanding with the New Jersey Department of Community Affairs regarding the disbursement of arrearage relief funding for electric and natural gas customers in need of utility bill assistance.